SIKKIM

GOVERNMENT GAZETTE

EXTRAORDINARY
PUBLISHED BY AUTHORITY

Gangtok **Thursday, 29th September, 2005** **No. 359**

GOVERNMENT OF SIKKIM
LAW DEPARTMENT
GANGTOK

No. 2/LD/RC/2005 **Dated:7.09.2005**

The following Notification of Ministry of Home Affairs, (N.E Division) published in the Gazette of India, Extraordinary Part II, Section 3 – Sub-section (ii) dated the 19th June, 2005 is hereby republished for general information :-

MINISTRY OF HOME AFFAIRS
NOTIFICATION
New Delhi, the 9th June, 2005)

S.O.800(E) :- In exercise of the powers conferred by clause (n) of article 371F of the Constitution, the President hereby extends to the State of Sikkim the Criminal Law Amendment Ordinance, 1944 (Ordinance No. XXXVIII of 1944), hereinafter referred to as the said Ordinance, subject to the following modifications, namely :-

(i) any reference in the said Ordinance to a law not in force or to a functionary not in existence in the State of Sikkim shall be construed as a reference to the corresponding law in force, or to the corresponding functionary in existence, in that State:

Provided that if any question arises as to who such corresponding functionary is, or if there is no such corresponding functionary, the Central Government shall decide as to who such functionary shall be and the decision of the Central Government in that regard shall be final;

(ii) the provisions of the said Ordinance shall come into force in the State of Sikkim on such date as the Central Government may, by notification in the Official Gazette, appoint:

Provided that different dates may be appointed for different provisions of the said Ordinance and for different areas in the State of Sikkim and any reference in any such provision to the commencement of the Ordinance shall be construed as a reference to the coming into force of that provision in the area where it has been brought into force.

A.P.J ABDUL KALAM
PRESIDENT

[F. No. 17/16/2003-NE.II]
RAJIV AGARWAL, Jt. Secy.

R.K. PURKAYASTHA,
Legal Remembrancer-cum-Secretary,
Law Department.
F.No. 11(256)LD/81-2005.